ESTTA Tracking number:

ESTTA704176 10/23/2015

Filing date:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

| Proceeding                | 91222006   |
|---------------------------|--|
| Party                     | Defendant<br>Designbook LLC  |
| Correspondence<br>Address | PETER KUNIN DOWNS RACHLIN MARTIN PLLC 199 MAIN STREET, PO BOX 190 BURLINGTON, VT 05402-0190 UNITED STATES tmip@drm.com |
| Submission                | Stipulated/Consent Motion to Extend  |
| Filer's Name              | Peter Kunin  |
| Filer's e-mail            | tmip@drm.com   |
| Signature                 | /peter kunin/  |
| Date                      | 10/23/2015   |
| Attachments               | 91222006 Extension Request.pdf(81366 bytes )   |

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE TRADEMARK TRIAL AND APPEAL BOARD

| Published in the Official Co | on Serial Nos. 86/33<br>Gazette of December | 31,248, 86<br>c 2, 2014 a: | /331,173, 86/324,885 and 86/324,872 nd December 9, 2014 |
|------------------------------|---|----------------------------|---|
|                              |   | X                          |   |
| Facebook, Inc.,              |   | (\$)                       |   |
|                              |   | :                          | ¥   |
|                              | Opposer,                                    | 3(2)                       | Opposition No.: 91222006                                |
|                              |   |                            |   |
| -against-                    |   |                            |   |
| D : 1 1776                   |   |                            |   |
| Designbook LLC,              |   |                            |   |
|                              |   | **                         |   |
|                              | Applicant.                                  | :                          |   |
|                              |   | X                          |   |

## APPLICANT'S MOTION TO EXTEND DEADLINE FOR DISCOVERY CONFERENCE

Applicant Designbook LLC ("Applicant") by and through its counsel, respectfully moves the Board to grant a further sixty (60) day extension of the deadline for Discovery Conference in the above-referenced Opposition Action, together with a sixty (60) Day extension of all subsequent deadlines.

Applicant has received consent from Opposer to extend the proceedings as requested above. Applicant and Opposer are currently in settlement negotiations, and will use this time to attempt to reach a settlement agreement. Accordingly, Applicant requests the opposition schedule be extended as follows:

| Time to Answer:                    | CLOSED     |
|------------------------------------|------------|
| Deadline for Discovery Conference: | 12/25/2015 |
| Discovery Opens:                   | 12/25/2015 |
| Initial Disclosures Due:           | 01/24/2016 |
| Expert Disclosures Due:            | 05/23/2016 |
| Discovery Closes:                  | 06/22/2016 |
| Plaintiff's Pretrial Disclosures:  | 08/06/2016 |

| Plaintiff's 30-Day Trial Period Ends:    | 09/20/2016 |
|--|------------|
| Defendant's Pretrial Disclosures:        | 10/05/2016 |
| Defendant's 30-Day Trial Period Ends:    | 11/19/2016 |
| Plaintiff's Rebuttal Disclosures:        | 12/04/2016 |
| Plaintiff's 15-Day Rebuttal Period Ends: | 01/03/2016 |

In conclusion, Applicant respectfully requests that this Motion for a sixty (60) day extension of deadlines be granted.

Respectfully submitted this 22 day of October, 2015.

DOWNS RACHLIN MARTIN PLLC

By: Peter B. Kunin

Attorney for Applicant

Designbook, LLC

199 Main Street, P.O. Box 190 Burlington, VT 05402-0190

Phone: (802) 863-2375 Fax: (802) 862-7512

## **CERTIFICATE OF SERVICE**

I hereby certify that on October \_\_\_\_\_, 2015, I electronically filed **APPLICANT'S MOTION TO EXTEND DEADLINE FOR DISCOVERY CONFERENCE** using the Electronic System for Trademark Trials and Appeals system and that a copy of the foregoing has been served on Thomas M. Hadid, counsel for Opposer, by mailing said copy on October \_\_\_\_\_, 2015, via First Class Mail, postage prepaid to:

Thomas M. Hadid Cooley LLP 1299 Pennsylvania Ave., NWSuite 700 Washington, DC 20004 United States

| Jennifer Parent |  |
|-----------------|--|

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